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August 19, 2020

VIA ECF

Honorable A. Kathleen Tomlinson
United States Magistrate Judge
United States District Court
Eastern District of New York
100 Federal Plaza
P.O. Box 9014
Brooklyn, New York 11201

Re: *John Purcell v. New York Institute of Technology-College of Osteopathic
Medicine*
Case No. 2:16-cv-03555 (GRB)(AKT)

Dear Magistrate Tomlinson:

This firm represents defendant New York Institute of Technology (“NYIT”) in the above-referenced action.

On June 16, 2020, this firm served written requests for the production of medical records, as well as fully-executed authorizations for the release of health information pursuant to HIPAA supplied by Plaintiff, to the three medical providers identified by Plaintiff. We requested that these providers respond by delivering the requested records to our offices no later than Thursday, July 2. As of this writing, more than 45 days have passed since July 2. The following two providers have not supplied the requested records, despite repeated follow-up attempts:

- Dr. Eugene Khotimsky
2951 Ocean Avenue
Brooklyn, NY 11235
- Dr. Sergei Belkin
15 Glen St, Ste 304
Glen Cove, NY 11542

Pursuant to Your Honor’s Order, entered June 15, 2020, we respectfully request an Order to serve on these identified medical providers so that we can obtain the requested records as soon as possible.

CLIFTON BUDD & DEMARIA, LLP

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Thank you for Your Honor's consideration of NYIT's request.

Respectfully Submitted,

CLIFTON BUDD & DEMARIA, LLP
Attorneys for Defendant



By: Douglas P. Catalano
Stefanie R. Toren
Stephen P. Pischl

cc: **VIA ECF**
The Law Offices of Stewart Lee Karlin, P.C.
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